

HUMAN SERVICES DEPARTMENT[441]

Adopted and Filed

Pursuant to the authority of Iowa Code section 232.142(4), the Department of Human Services hereby amends Chapter 105, “County and Multicounty Juvenile Detention Homes and County and Multicounty Juvenile Shelter Care Homes,” Iowa Administrative Code.

These amendments add to existing standards for approval of juvenile shelter care and detention facilities the requirement to conduct record checks on volunteers. Child abuse and criminal record checks are already required for persons employed by or residing in these facilities. Legislation in 2011 Iowa Acts, Senate File 482, division VI, authorizes the release of child abuse and dependent adult abuse records to these facilities for volunteers.

The amendments also shorten the chapter title for convenience and remove a prohibition on sharing record check information with applicants or employees. To give the applicant or employee the opportunity to request an evaluation of a criminal or child abuse record, the nature of the record must be revealed.

Notice of Intended Action on these amendments was published in the Iowa Administrative Bulletin on August 24, 2011, as **ARC 9687B**. The Department received no comments on the Notice of Intended Action. These amendments are identical to those published under Notice of Intended Action.

The Council on Human Services adopted these amendments on October 12, 2011.

These amendments do not provide for waivers in specified situations. Requests for the waiver of any rule may be submitted under the Department’s general rule on exceptions at 441—1.8(17A,217).

After analysis and review of this rule making, no impact on jobs has been found.

These amendments are intended to implement Iowa Code section 232.142 as amended by 2011 Iowa Acts, Senate File 482, section 7.

These amendments shall become effective on January 1, 2012.

EDITOR’S NOTE: Pursuant to recommendation of the Administrative Rules Review Committee published in the Iowa Administrative Bulletin, September 10, 1986, the text of these amendments [105.3(3), 105.5(5)] is being omitted. These amendments are identical to those published under Notice as **ARC 9687B**, IAB 8/24/11.

[Filed 10/12/11, effective 1/1/12]

[Published 11/2/11]

[For replacement pages for IAC, see IAC Supplement 11/2/11.]